

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In regard to the application of: Haim NIV

Serial No : 10/748,822

Group Art Unit: 3662

Filed : December 29, 2003

Examiner: Unknown

For : Obstacle and Terrain Avoidance Sensor

**INFORMATION DISCLOSURE STATEMENT**

Hon. Commissioner of Patents and Trademarks  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant respectfully directs the attention of the Examiner to art cited with respect to the present application

The Examiner is respectfully requested to review and consider this art, in accordance with MPEP §2001.06, and to indicate in the first office action that he has considered this art. Additionally, the Examiner is respectfully requested to cite those prior art publications mentioned in this application which the Examiner considers to be material or relevant to the present claims.

Further, in order to comply with discretionary regulations 37 C.F.R. §1.97 and §1.98, attached is an Equivalent to Form PTO-1449 listing the cited art. Also attached are copies<sup>1</sup> of the art. This art contains information which the Examiner may consider to be important in deciding whether to allow the present application to issue as a patent.

Applicant wishes to point out that item 6 is in a foreign language. A copy of an English-language abstract is attached to the reference.

In accordance with MPEP §609 it is requested that each document cited (including any mentioned in Applicant's specification which is not repeated on the attached PTO-1449 form

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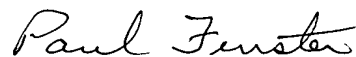
<sup>1</sup> To the extent that a document is listed and no copy of same is attached, then such document is not at the present time available to the undersigned or is available in the national stage file. If a listed document is not in the English language and an English translation is readily available, such translation is also attached; if translation is not attached, it is not readily available to the undersigned. If a foreign language patent document is cited, and an English language equivalent is known to the undersigned, then such an equivalent patent is also cited on the attached form along with the corresponding foreign language patent and a connecting arrow indicated therebetween; if no such English language equivalent is cited then none is known to the undersigned.

or equivalent thereof) be given thorough consideration and be cited of record in the prosecution history of the present application by initialing on the PTO-1449 form or its equivalent, so that it will appear on the face of the patent issuing on the present application, even if the Examiner does not consider it sufficiently pertinent to use in a rejection, or otherwise does not believe that the guidelines for citation have been fully complied with.

The present Information Disclosure Statement is being submitted in compliance with 37 C.F.R. §1.56 as an Examiner might consider any cited document important in deciding whether to allow the application to issue as a patent, but the citation of each document is not to be construed as an admission that such document is necessarily relevant or prior art. No representation is intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner in the normal course of examination, will make an independent search and will determine the best prior art consistent with 37 C.F.R. §1.104(a), and in the course of such search will review for relevance every document cited on the attached form.

Early and favorable consideration is earnestly solicited.

Respectfully submitted,  
Haim NIV

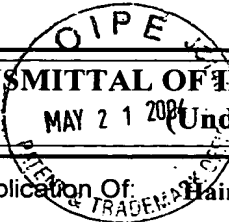


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Paul FENSTER,  
Registration No. 33,877

May 16, 2004  
William H. Dippert, Esq.  
Reed Smith LLP  
599 Lexington Avenue, 29<sup>th</sup> Floor  
New York, NY 10022-7650

Tel: (212) 521-5400



**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**

**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
**357/03772**

In Re Application Of: **Haim NIV**

Serial No.  
**10/748,822**

Filing Date  
**December 29, 2003**

Examiner  
**Unknown**

Group Art Unit  
**3662**

Title: **OBSTACLE AND TERRAIN AVOIDANCE SENSOR**

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

**OR**

☐ the fee set forth in 37 CFR 1.17(p).

# TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

MAY 21 2004 (Under 37 CFR 1.97(b) or 1.97(c))

Docket No.  
357/03772

In Re Application of Haim NIV

Serial No.

10/748,822

Filing Date

December 29, 2003

Examiner

Unknown

Group Art Unit

3662

OBSTACLE AND TERRAIN AVOIDANCE SENSOR

## Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 03-3419 as described below.
- ☐ Charge the amount of \_\_\_\_\_
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.

### Certificate of Transmission by Facsimile\*

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I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Certificate

\*This certificate may only be used if paying by deposit account.

Paul Fenster

Signature

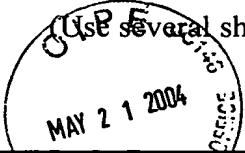
Paul FENSTER, Reg. No. 33,877

Dated: May 16, 2004

William H. Dippert, Esq.  
Reed Smith LLP  
599 Lexington Avenue, 29th Floor  
New York, NY 10022-7650

Tel: (212) 521-5400

CC:

<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary) 	<b>ATTY DOCKET NO.</b> <b>357/03772</b>	<b>SERIAL NO.</b> <b>10/748,822</b>
	<b>APPLICANT(S)</b> <b>Haim NIV</b>	
	<b>FILING</b> <b>December 29, 2003</b>	<b>GROUP</b> <b>3662</b>

### U.S. PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	Filing date if appropriate
	1	4,902,126	20 Feb '90	KOECHNER, W.			
	2	5,465,142	7 Nov '95	KRUMES, R. et al.			
	3	5,847,673	8 Dec '98	DEBELL, D. A.			
	4	6,278,409	21 Aug '01	ZUTA, M.			

### FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
	5	EP 0 434 064	26 Jun '91	EUROPE				
	6	RU 2 128 846	10 Apr '99	RUSSIA			✓	

### OTHER DOCUMENTS (Including Author, Title, Date Pertinent Pages, Etc.)

<b>EXAMINER</b>		<b>DATE CONSIDERED</b>
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.		

Equivalent to Form PTO-1449

Patent and Trademark Office\*U.S. DEPARTMENT OF COMMERCE